

Reports Made to Centralized Intake Regarding Facilities Exempt From Licensing Under Montana Code Annotated 37-48-102(6)(b)(vi)

- There are 30 reports in the DPHHS CAPS system on facilities exempt from licensing requirements under this statutory exception. (CAPS is the Child and Family Services Division's automated system that contains documentation of all incoming reports and records the outcomes of the investigations into the reports.)
- Of these 30 reports, they were categorized, upon receipt, as follows:
 - CPS Reports: 18
(Information gives reasonable cause to suspect abuse or neglect under Montana law and requires investigation.)
 - CPI Reports: 10
(Information does not give reasonable cause to suspect abuse or neglect under Montana law; therefore, no investigation required.)
 - CFS Reports: 1
(A request for services or assistance; It could be a request from a youth or family member or law enforcement.)
 - LIC Report: 1
(Information indicates a licensing violation – this would be in relation to a facility that is currently unlicensed but in the past was licensed before claiming this exemption.)
- Of the 18 CPS reports that required investigation, the following were the outcomes of the investigations:
 - 4 “substantiated” or “indicated” reports
(To substantiate abuse or neglect, the Child Protection Specialist must have evidence which, as a whole, shows that the facts sought to be proved related to the alleged abuse, neglect, sexual abuse, or sexual exploitation or the substantial risk of harm indicate that it is more probable than not that the abuse or neglect **actually** occurred or that substantial risk of harm actually exists. The evidence that supports the substantial risk of harm or the abuse, neglect, sexual abuse, or sexual exploitation must meet the definition of abuse, neglect, or sexual exploitation as defined by state law.)
 - 11 “unsubstantiated” reports
(After the investigation, the Child Protection Specialist was unable to determine by a preponderance of the evidence that the reported abuse, neglect, sexual abuse or sexual exploitation occurred.)
 - 3 “closed without findings” reports
(After investigation, the Child Protection Specialist is unable to make a determination due to lack of evidence or information.)